

**REGULAR MEETING – JANUARY 28, 2013 – 7:30 P.M.**

**Pledge of Allegiance.**

**Roll Call: Commissioner McGovern, Commissioner Gorman, Mayor Mahon**

**Borough Clerk reads the following statement:**

**This is a regular meeting of the Board of Commissioners of the Borough of Avon-By-The-Sea and notice of time, date and place has been transmitted to the area newspapers, Avon Board of Education, Avon Public Library and the Avon Post Office in compliance with the rules and regulations of the Open Public Meetings Law.**

**Fire Exits are located in the directions I am indicating. In case of fire, you will be notified by an alarm bell. If so notified, please move in a calm, orderly manner to the nearest smoke free exit. Thank you.**

**RESOLUTION offered by McGovern seconded by Gorman that the following appointments to the Planning Board be made:**

<b>Vincent Ernst</b>	<b>Class IV</b>	<b>4 year term</b>	<b>End 12/31/16</b>
<b>John O'Malley</b>	<b>Class IV</b>	<b>4 year term</b>	<b>End 12/31/16</b>
<b>Marilyn Placitella</b>	<b>Class IV</b>	<b>4 year term</b>	<b>End 12/31/16</b>
<b>Calvin Talmage</b>	<b>Alt. 1</b>	<b>2 year term</b>	<b>End 12/31/14</b>
<b>Marie Kenny</b>	<b>Alt. 2</b>	<b>2 year term</b>	<b>End 12/31/14</b>

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Gorman that as a result of the complete destruction of the boardwalk and structures situated thereon, pursuant to N.J.S.A. 46:8-7 the lease between the Borough of Avon-By-The-Sea and Fish, Inc. dated January 22, 2001 is terminated.**

**The Vote:**

**Aye: Commissioner Gorman, Mayor Mahon**

**No: Commissioner McGovern**

**Discussion took place on the above resolution.**

**RESOLUTION offered by McGovern seconded by Gorman rejecting the bids for the reconstruction of the boardwalk and rescission of the notice of award to Epic Management, Inc. pursuant to the resolution of the litigation filed by Teckton against the Borough of Avon-By-The-Sea and Epic Management, Inc.**

**The Vote:**

**Aye: All**

**No: None**

**Motion by McGovern seconded by Gorman that the bills in the amount of \$618,266.46 be approved for payment.**

**The Vote:**

**Aye: All (Mayor Mahon abstains from P.D. bills)**

**No: None**

**Mayor asks if anyone would like to be heard?**

**Much discussion on water issue.**

**Motion by McGovern seconded by Mahon that being there is no further business, the meeting is adjourned.**

**The Vote:**

**Aye: All**

**No: None**

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**Robert Mahon, Mayor**

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**Robert P. McGovern, Commissioner**

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**Francis P. Gorman, Commissioner**

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**Timothy M. Gallagher, RMC  
Borough Clerk**